

OFFICE OF THE ATTORNEY GENERAL



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APR 8 1980

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Honorable R. J. Stembridge
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Houston County
P. O. Box 6406
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Filing Tax -- Deeds -- Judges of Probate

Deed tax due on transfer of property from
partnership to an individual who was one of
the former partners.

Dear Judge Stembridge:

Reference is made to your letter of March 12, 1980, in which you request the opinion of this office as to whether or not tax is due on an instrument entitled "Transfer and Assignment of Interest Under Bond For Title Agreement", copy of which was attached to your letter.

This instrument appears to be a conveyance of certain property from Trussville Office Park, a partnership, to James D. Russell, Jr. who was, apparently, a former partner in said partnership. It is my opinion that deed tax is due upon recordation of this instrument based upon the fair and reasonable market value of the property conveyed.

Yours very truly,

CHARLES A. GRADDICK
Attorney General
By-

B. FRANK LOEB
Assistant Attorney General

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